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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

REARDEN LLC, REARDEN MOVA LLC,

Plaintiffs,

v.

DISNEY ENTERPRISES, INC., a Delaware corporation, DISNEY STUDIO PRODUCTION SERVICES CO., LLC f/k/a WALT DISNEY PICTURES PRODUCTION, LLC, a California limited liability company, WALT DISNEY PICTURES, a California corporation, MARVEL STUDIOS, LLC a Delaware limited liability company, MVL PRODUCTIONS LLC, a Delaware limited liability company, CHIP PICTURES, INC., a California corporation, INFINITY PRODUCTIONS LLC, a Delaware limited liability company, ASSEMBLED PRODUCTIONS II LLC, a Delaware limited liability company,

Defendants.

Case No. 4:17-cv-04006-JST

DECLARATION OF MARK S. CARLSON IN SUPPORT OF PLAINTIFFS' MOTION TO EXCLUDE PORTIONS OF THE EXPERT REPORT AND TESTIMONY OF DR. STEPHEN LANE

Date: August 17, 2023
Time: 2:00 p.m.
Judge: Hon. Jon S. Tigar
Ct. No.: 6 (2nd Floor)

1 I, MARK CARLSON, declare as follows:

2 1. I am an attorney with Hagens Berman Sobol Shapiro LLP, and I am one of the firm's
3 lawyers representing the plaintiffs in this case. I have personal knowledge of the facts stated in this
4 declaration except as expressly stated otherwise, and I could testify with respect to those facts under
5 oath if called upon to do so.

6 2. Attached hereto as Exhibit A is a true and correct copy of the Opening Expert Report
7 of Dr. Stephen H. Lane dated April 20, 2023, which I have highlighted to indicate the portions of the
8 report and correlating testimony that Rearden moves to exclude.

9 3. Attached hereto as Exhibit B are true and correct copies of excerpts from the June 30,
10 2023 Dr. Stephen Lane deposition transcript, which I have highlighted to show the cited testimony.

11 4. Attached hereto as Exhibit C is a true and correct copy of an excerpt from the Visual
12 Effects Services Agreement between Chip Pictures, Inc. and Digital Domain Productions 3.0 dated
13 March 31, 2015 and produced in this litigation as WD-DD3-JG0000769-820. I highlighted this
14 document to show the portions cited in the brief.

15 5. Attached hereto as Exhibit D is a true and correct copy of an excerpt from the
16 Statement of Decision filed in *Shenzhenhai Haitiecheng Science and Technology Co., Ltd. v.*
17 *Rearden LLC et al.* (Case No. 4:15-cv-00797-JST dated August 11, 2017. I highlighted this
18 document to show the portions cited in the brief.

19 6. Attached hereto as Exhibit E are true and correct copies of an excerpt from the March
20 3, 2023 David Taritero as 30(b)(6) designee of Walt Disney Pictures deposition transcript, which I
21 have highlighted to show the portions cited in the brief.

22 7. Attached hereto as Exhibit F is a true and correct copy of an email from Darren
23 Hendler to Greg LaSalle, et al. dated June 28, 2016 and produced in this litigation as WD-DD3-
24 GL0000739. I highlighted this document to show the portions cited in the brief.

25 8. Attached hereto as Exhibit G are true and correct copies of an excerpt from the
26 February 16, 2023 Darren Hendler deposition transcript, which I have highlighted to show the
27 portions cited in the brief.

9. I declare that the foregoing is true and correct under penalty of perjury.

DATED: July 13, 2023

Signed in Seattle, Washington, by:

/s/ Mark Carlson

Mark Carlson